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*[Signature]*

## EXPRESS MAIL CERTIFICATE

Date 8/28/01 Label No. GL 903 056 122 -US  
I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

D. Perez  
Name (Print)D. Perez  
Signature

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Customer No.:

07278  
PATENT TRADEMARK OFFICE

Docket No.: 2427/1G772-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Erich HOFFMANN

Serial No.: 09/844,517      Adjustment date: 09/04/2001 BABRAHA1  
00730/2001 SZEWIEC 00000013 09844517  
01 FC:201      355.00 OP  
02 FC:203      189.00 OP  
03 FC:205      65.00 OP

Confirmation No.: 9063

Filed: April 27, 2001

For: DNA TRANSFECTION SYSTEM FOR THE GENERATION OF INFECTIOUS INFLUENZA VIRUS

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WITHDRAWING OF CLAIM FOR SMALL ENTITY STATUS

09/04/2001 BABRAHA1 00000014 09844517

Hon. Commissioner of      01 FC:101      710.00 OP  
Patents and Trademarks      02 FC:105      130.00 OP  
Washington, DC 20231      03 FC:103      378.00 OP

Sir:

On August 27, 2001, Applicant's attorney claimed Small Entity Status on behalf of the inventor(s) and the assignee of record in the above-identified application. Subsequently it was determined that the small entity status may not be

proper, so in an abundance of caution applicant hereby wishes to withdraw said claim for small entity status. Enclosed is a check for \$609, which is the difference in the filing fee between small entity and a large entity.

Respectfully submitted,



Paul F. Fehlner, Ph.D.  
Registration No. 35,135  
Attorney for Applicant(s)

Dated: August 28, 2001  
  
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